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**PATENT** 

## IN THE EIREVED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Francis L. Garing

Serial No.: 09/772,520

Filed: January 29, 2001

For: PLANTS AND SEEDS OF CORN

**VARIETY 1026458** 

Group Art Unit: 1638

Examiner: Unknown

Atty. Dkt. No.: DEKA:276US/MBW

CERTIFICATE OF MAILING 37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC

20231, on the date below:

July 11, 2001

Date

Mark B. Wilson

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No.: 50-1212/10026977/MBW.

Applicant respectfully requests that the listed documents be made of record in the present case.

Respectfully submitted,

Mark B. Wilson

Reg. No. 37,259

Attorney for Applicant

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Date:

July 11, 2001